

First Regular Session 111th General Assembly (1999)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 1998 General Assembly.

## SENATE ENROLLED ACT No. 634

AN ACT to amend the Indiana Code concerning environmental law.

*Be it enacted by the General Assembly of the State of Indiana:*

SECTION 1. IC 13-18-3-13 IS ADDED TO THE INDIANA CODE AS A **NEW SECTION TO READ AS FOLLOWS** [EFFECTIVE UPON PASSAGE]: **Sec. 13. If a violation of 327 IAC 15-5 occurs, the department shall determine which person is responsible for committing the violation. In making this determination, the department shall, if appropriate, consider:**

- (1) public records of ownership;**
- (2) building permits issued by local units of government; or**
- (3) other relevant information.**

**The department's determination to proceed against a person responsible for committing a violation must be based on the specific facts and circumstances related to a particular violation.**

SECTION 2. [EFFECTIVE UPON PASSAGE] **(a) Before February 1, 2000, the water pollution control board shall amend 327 IAC 15-5 to reflect IC 13-18-3-13, as added by this act.**

**(b) This SECTION expires February 1, 2000.**

**SECTION 3. An emergency is declared for this act.**

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